



## KENTUCKY BOARD OF EMERGENCY MEDICAL SERVICES

COMMONWEALTH OF KENTUCKY  
2545 LAWRENCEBURG ROAD  
FRANKFORT, KENTUCKY 40601  
PHONE: 502-564-8963  
FAX: 502-564-4687



Honorable Anthony D. Stratton  
Board Chair

Brian K. Bishop  
Executive Director

### Minutes from the Kentucky Board of Emergency Medical Services Meeting of April 1, 2004 Lawrenceburg – Anderson County Community Center County Park Road 1:00 P.M.

Chairman Stratton called the meeting to order at 1:00 p.m.

Chairman Stratton asked the recording Secretary, Darby McDonald to call roll.

Dr. Eric Bentley	Excuse	Larry Heaphy	Present
Shawn Bixler	Present	Mayor Teresa Isaac	Present
John Blumenstock	Present	Dr. Bob Knight	Present
Lee Brown	Present	Jamey Locke	Absent
Barry Brown	Present	Bill Martin	Present
Jimmy Cornelison	Absent	Billy Miller	Present
Dr. Mary Fallat	Present	Judge Anthony Stratton	Present
David Gray	Present	Mike Swift	Present
Mary Guidugli	Present	Dr. Jane Wiczkowski	Absent

Chairman Stratton called for determination of quorum. The quorum was met with 14 present.

#### **Approval of Minutes:**

Dr. Fallat made a motion to approve the minutes from the January 8, 2004 Board meeting, seconded by Shawn Bixler. Motion passed unanimously.

#### **Financial Report:**

Chairman Stratton called on Mr. Ashley Davis for the financial report. Mr. Davis reported on the budget's organizational analysis as of March 14, 2004 and the financial analysis for the 0100 and 1300 funds as well as the 1200 EMS-C funds.

David Gray made a motion to ratify the distribution of Senate Bill 66 Emergency funds from \$10,749.13 to \$11,133.00, seconded by Mike Swift. Motion passed unanimously.

Mike Swift made a motion to accept the submitted financial report from Mr. Davis, seconded by Shawn Bixler. Motion passed unanimously.

## **New Business:**

### State Medical Advisor Report:

Chairman Stratton called on Dr. Dan O'Brien, State Medical Advisor for the Medical Oversight report.

Mike Swift approved the recommendations from Dr. O'Brien for Board approval of the following total revision protocols with recommended changes addressed in a letter to services, seconded by Lee Brown. Motion passed unanimously.

- Yellow EMS as submitted
- Shelby County EMS as submitted
- Kenton County/Erlanger Fire (BLS), as submitted
- Nicholas County EMS with recommended changes
- Grayson County EMS with recommended changes
- Elliott County EMS with recommended change
- Russell County Ambulance Service with recommended changes

Mike Swift approved the recommendations from Dr. O'Brien for Board approval of the following partial revision protocols with recommend changes addressed in a letter to services, seconded by Lee Brown. Motion passed unanimously.

- MedFlight of East Kentucky as submitted and;
- Transcare with acceptance of recommended changes

### EMS Evaluators Course:

Chairman Stratton called on Mr. O'Neal to report on the EMS Evaluators Course.

Bill Martin made a motion to approve the EMS Educator Course submitted by EMS Educators of Kentucky, pursuant to 202 KAR 7:601 Section 18, seconded by Mike Swift. Motion passed unanimously.

Mike Swift made a motion to ratify the EMS evaluation credentials of those individuals who have already completed the evaluator's training course in March 2004, seconded by John Blumenstock. Motion passed unanimously.

Mike Swift made a motion to recognize Mayor Isaac, Lexington Fire Department, Charles O'Neal and other individuals who have put forth there efforts to bring together a training course, seconded by Bill Martin. Motion passed unanimously.

### Albuterol Pilot Program:

Shawn Bixler made a motion for recommendation of Board approval of the Albuterol Pilot Program administered by EMT's in the field for a two (2) year period, with the understanding that it is only an adult protocol, seconded by Mike Swift, motion passed unanimously.

Dr. Fallat made a motion asking for Board approval to work with Charles O'Neal and Tom Taylor in complying a pediatric protocol and incorporating it in the Albuterol Pilot Program, seconded by John Blumenstock. Motion passed unanimously.

### Committee Reports:

John Blumenstock made a motion asking for Board approval of the recommendation from the Executive Committee to ratify KRS 508:018 Section 2, which states the act shall be known as the “Brenda C. Cowen Act”, seconded by Mike Swift. Motion passed unanimously.

Mike Swift made a motion to approve the recommendation from the Executive Committee to work on changes to KRS Chapter 311A for Board approval, with staff to work out the appropriate language, to be presented to the Board as developed at the September 2004 meeting in Owensboro, then to the Kentucky General Assembly. Seconded by Dr. Fallat. Motion passed with a vote 13-1, Judge Stratton voting no.

John Blumenstock made a motion asking for Board approval of the recommendation from the Executive Committee to interpret KRS 311A.155 to include Urban County and Metro Government as part of the eligible class of counties for the Senate Bill 66 grant, seconded by Mayor Isaac. Motion passed unanimously.

John Blumenstock asked the Chair of the Board Judge Stratton to have the previously appointed Budget Task Force recommence. Those appointed were David Gray, Shawn Bixler, Jamey Locke, Barry Brown and John Blumenstock.

John Blumenstock informed the Board members that during the Executive Committee meeting on March 18, the members elected Mayor Isaac as Vice Chair for the remaining 2004 calendar year.

### Medical Oversight Committee:

#### Exemptions:

Dr. Fallat made a motion to approve the following recommendations from the Medical Oversight Committee presented by Charles O’Neal on the following exemptions request, seconded by Shawn Bixler. Motion passed unanimously.

- Med Flight of East Kentucky’s request for Virginia State Police to operate an air ambulance service, requesting an exemption of the requirement for licensing in Kentucky. The recommendation of the committee was to deny the request.
- Morgan County Ambulance Service, requesting exemption of the staffing requirement in 202 KAR 7:501 that requires all ground ALS ambulances to use Paramedics on all ground transfers. They are requesting to continue to use RN’s for occasional ALS interfacility transfer staffing, all RN’s are from the hospital and have current ACLS and CPR training. The recommendation of the committee was to approve the exemption.
- Chris C. Gilley’s request for an exemption from the requirement for Paramedics to hold a valid driver’s license, Mr. Gilley has been diagnosed with Cone-Rod Dystrophy, which limits his color and night vision. The recommendation of the committee presented was for Board counsel to review the case and submit findings at the May 20, 2004 Board meeting at which time a recommendation shall be made.

- DHP Respond Ambulance, First Response Ambulance Inc. request an exemption request for storage of controlled substances on their ambulances. Contingent upon the service having followed the required regulations outlined in 311A.030 and following procedures and policies required by the Drug Enforcement Branch, the committee's recommendation was to approve the exemption.
- Daviess County Fire & Rescue request an exemption for the following equipment with justification regarding operation of Class VI ALS First Response Service; triple "K" label, fixed suction, fixed oxygen with humidifier, urinal bed pan and emesis basin stretcher. The recommendation of the committee was for approval contingent upon some method of emesis containment being available.

The Medical Oversight Committee made a recommendation for Board approval giving the KBEMS Executive Director authority to approve on a case-by-case basis, contingent upon satisfaction of the Drug Enforcement Branch's criteria that ALS services have met the requirements for storage of controlled substances on ambulances.

#### Medical Directors:

Mike Swift made a motion to accept the recommendation from Charles O'Neal to approve the following medical directors upon contingencies, seconded by Larry Heaphy. Motion passed unanimously.

- Wings Air Medical, Dr. Joseph Richardson as submitted.
- Elliott County EMS, Dr. Mark E. Bailey, contingent upon receipt of current curriculum vitae.
- Neon Volunteer Fire Department, Dr. Michael Hill, contingent upon current curriculum vitae.
- Yellow Ambulance of Christian County, Dr. Gregory L. Conner as submitted.
- Marshall County Ambulance Service, Dr. Graham Smith as submitted.
- Kentucky State Reformatory, Dr. Mazen Khayat contingent upon receipt of current curriculum vitae and a letter stating approval of protocols and acceptance of the position.

John Blumenstock made a motion to amend the agenda to reflect the resignation of Charles O'Neal, seconded by Shawn Bixler. Motion passed unanimously.

Mike Swift made a motion to accept the resignation from Charles O'Neal of his position as Deputy Executive Director of the Kentucky Board of Emergency Medical Services effective April 15, 2004, seconded by John Blumenstock. Motion passed unanimously.

Mike Swift made a motion for Board approval to appoint Charles O'Neal to the Medical Oversight Committee, seconded by Mayor Isaac. Motion passed with a vote 13-1, Judge Stratton voting no.

#### EMS-C Sub-Committee:

Discussion was led by Dr. Fallat and Mr. Taylor concerning the EMS-C program. No action was taken.

Mike Swift made a motion to amend the agenda to reflect the Air Ambulance report from John Blumenstock, seconded by Billy Miller. Motion passed unanimously

#### **Executive Director's Report:**

Chairman Stratton called on Mr. Bishop to give the Executive Director's report. Mr. Bishop's report is attached and incorporated by reference.

Mike Swift made a motion to continue the current organizational structure with the exception of making General Counsel an in-house position, seconded by Dr. Fallat. Motion failed with a vote 8-6, John Blumenstock, Lee Brown, Larry Heaphy, David Gray, Bill Martin and Judge Stratton voting no.

Bill Martin made a motion to accept the proposed organizational structure with the except of the deletion of the Executive Deputy Director's position, seconded by Mike Swift. Motion failed 9-5, Barry Brown, Lee Brown, Billy Miller, Mike Swift, and Judge Stratton voting no.

John Blumenstock made a motion to have Brian Bishop, Executive Director proceed through the proper channels of government to hire in-house General Counsel, seconded by Larry Heaphy. Motion passed unanimously.

#### Public Comment:

Chairman Stratton called for public comment. No public comment was offered.

#### Information/Announcement:

Mike Swift made a motion to amend the agenda to reflect the issue of Judge Stratton asking for Board approval of his resignation as Chair of the Board, seconded by Mary Guidugli. Motion passed unanimously.

Mayor Isaac made a motion to elect Dr. Fallat to serve as Acting Chair in the absence of Vice Chair Dr. Bentley, seconded by Billy Miller. Motion passed 12-0. Dr. Fallat abstained from voting.

The next Board meeting is scheduled for 1:00 p.m. May 20, 2004.

Meeting adjourned at 4:15 p.m.

